

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY

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THOMAS TREUSCH,

Plaintiff,

v.

CENTER SQUARE SUPERMARKET,  
LLC, and UNITED FOODS &  
COMMERCIAL WORKERS UNION,  
LOCAL 152,

Defendants.

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HON. JEROME B. SIMANDLE

Civil No. 11-4874 (JBS/JS)

**ORDER**

This matter having come before the Court upon the motion of Defendant United Foods & Commercial Workers Union, Local 152 ("Local 152") to dismiss Plaintiff Thomas Treusch's complaint for failure to state a claim pursuant to Rule 12(b)(6), Fed. R. Civ. P. [Docket Item 6]; the Court having considered the submissions of the parties; for the reasons explained in the Memorandum Opinion of today's date; and for good cause shown;

1. IT IS this 13th day of **April, 2012** hereby

ORDERED that Defendant Local 152's motion is **DENIED** without prejudice.

**s/ Jerome B. Simandle**

JEROME B. SIMANDLE

Chief United States District Judge